

DRAFT  
SUBJECT TO BOARD APPROVAL

**TOWN OF WASHINGTON**  
**REGULAR TOWN BOARD MEETING**

Minutes

Wednesday, February 27th, 2013

7:00 p.m.

Rutledge Room

1. **Call to Order:** Chairman Joel Gunnlaugsson called the meeting to order at 7:00 p.m.
2. Gunnlaugsson led the meeting with the Pledge of Allegiance.
3. **Roll Call by Town Clerk:** In addition to Chairman Gunnlaugsson, Supervisors Tom Jordan, Randy Holmes and Kirby Foss were present. Supervisor Liz Holmes was excused.
4. **Town Chairman's Remarks:**
  - Stated the conditions of the roads were good in consideration of all the snow the Island had this year.
5. **Approval of Minutes:** Motion by Sorensen, second by Jordan to approve the minutes of the RTBM, January 15th, 2013. Motion Carried.
6. **Public Comments:** No public comments were submitted at this time.
7. **Supervisors Response:** None of the Supervisors had comments at this time.
8. **Approval of Bills and/or Journal entries - including all Committee bills:** Motion made by Foss, second by Jordan to approve all bills. Discussion followed concerning two bills.
  - a. Three credit card charges were made by the appropriate Town employee without accompanying detailed receipts. After discussion it was determined a Town policy was in place addressing proper reimbursable business expenses. The Town employee would be given one week to produce a receipt or she would be liable for the amount of the charges.
  - b. A reimbursement was requested by Officer McGrane for mileage for a training trip. He used his personal vehicle for travel instead his Town vehicle. After discussion it was decided McGrane would be reimbursed.
9. **Department Activity Reports:** Motion by Sorensen, second by Foss to approve the submitted Department Activity Reports. Motion carried unanimously.

10. **Communications:** Motion by Foss, second by Sorensen to approve all submitted communications. Motion carried unanimously.

- A. DC Planning Department: January Permit's issued
- B. WisDNR Approval letter - Gislason Beach

11. **Old Business:** No Town business was addressed at this meeting.

12. **New Business:**

- A. **Resolution 2013-01:** Transfer of WICHP funds: Motion by Sorensen, second by Jordan to transfer WICHP funds in the amount of \$12,031.49 and sever ties. Motion carried unanimously.

~Beginning of Resolution~

**Resolution 2013-01**

**Transfer of WICHP Funds**

**Whereas,** Washington Island Community Health Program (WICHP) has expressed interest in separation from the Town of Washington,

**Whereas,** Town of Washington has been the book keepers and accountants for WICHP,

**Whereas,** WICHP has successfully become their own 501 - C3 and desire to proceed as their own entity,

**Whereas,** Town of Washington has the authority by majority vote of the Town Board to transfer assigned funds within the Town of Washington to WICHP directly,

**Now, therefore be it Resolved,** that the Town of Washington hear-by transfers the 2012 year end close out amount of \$12,031.49 minus any 2013 values that have accrued, prior to the final transfer from its assigned Town account to WICHP.

**Be it further resolved** that the Town of Washington expresses its best wishes to this vital Island organization as it continues to help and support the needs of the Island community.

**Approved** this 27th day of February, 2013

~End of Resolution~

- B. **Resolution 2013-02:** Creation of Airport Committee. Motion by Foss, second by Sorensen to approve Resolution 2013-02. Motion carried unanimously.

CONTINUED

~Beginning of Resolution~

**Resolution 2013-02**

### Creation of Airport Committee

**Whereas**, the Town of Washington Town Board has expressed interest in establishing, an Airport Committee,

**Whereas**, the Town of Washington feels it necessary to create this committee to provide for the best interest of the Town of Washington and it's oversight to the entire Airport Property and its operations,

**Whereas**, Airport operations fall under many bodies of jurisdiction other than the Town, such as, Federal Air Administration (FAA) and Bureau of Aeronautics (BOA) to name a few,

**Whereas**, the Town Board understands that the oversight to this property and operation is beyond the ability of the Town Board directly and requires a more watchful eye on operations in respect to rules and regulations as they reflect on future uses of the property,

**Whereas**, the Town of Washington desires to establish this committee to provide a better working and understanding of Airport Operations in respect to those rules and regulations effecting those operations,

**Now Therefore, be it resolved**, that the Town Board, Town of Washington hereby creates a five (5) member advisory committee created for the sole purpose of airport property and operations oversight, reportable to the Town Board directly,

**Be it further resolved**, that the committee's Vision, Values, Mission Statement, By-Laws, etc., will be crafted by the Committee once established with subsequent approval by the Town Board.

**Be it further resolved**, that once all the committee legwork has been completed and approved by the Town Board, an ordinance will be drafted to reflect such an outline in respect to the Committees full duties and responsibilities.

**Approved this 27th day of February, 2013**

~End of Resolution~

- C. **Approval of training request, WIPD:** Motion by Foss, second by Jordan to approve the training request. This was a budgeted item. Motion carried unanimously.
- D. **Approval of architectural agreement:** Motion by Foss, second by Jordan to approve the architectural agreement with Mike Kickbush not to exceed \$1,500.00. Motion carried unanimously.
- E. **Ordinance 2013-01:** Amendment to Chapter 230. Motion by Foss, second by Sorensen to table this item for one month. Motion carried unanimously.

CONTINUED

~Beginning of Ordinance~

### Town Ordinance

DRAFT  
SUBJECT TO BOARD APPROVAL

**Chapter 230**

**Intoxicating Liquor and Malt Beverages**

**Amendment 2013-01**

230-3. License Classes and fees. (Amended 02-27-2013)

1. Retail "Class B" intoxicating liquor license: as set by the Town Board.

**Insert:**

(a) As authorized under State Statute 125.51 (2)(v)3. Retail Licenses and permits. An opera house or theater for the performing arts operated by a nonprofit organization, as defined in statute 134.695(1)(am). Notwithstanding sub. (3)(a) and (b), a "Class B" license issued under this subdivision authorizes the retail sale of intoxicating liquor only for the consumption on the premise where sold and only in connection with ticketed performances.

~~Approved this 27th day of February, 2013. (Tabled)~~

~End of Ordinance~

F. **Ordinance 2013-02:** Creation of ATV / UTV regulations on Town Roads. Motion by Sorensen, second by Jordan to approve Ordinance 2013-12. Motion carried unanimously. Ordinance will be implemented when the Ordinance is amended and the signs are in place.

~Beginning of Ordinance~

**Ordinance 2013-02**

**Town of Washington**  
Door County  
State of Wisconsin

1.) Title and Purpose

The Title if this ordinance of the Town of Washington All-Terrain and Utility Vehicle Road Ordinance. The purpose of this ordinance is to establish all-terrain and utility vehicles in the town.

2.) Authority

The Town Board of the Town of Washington, Door County, Wisconsin, has the specific authority to adopt this all-terrain / utility vehicle ordinance under state statute 23.33(8)(b) and (11), 59.02 Wisconsin Statutes.

CONTINUED

3.) Adoption of Ordinance

This ordinance adopted on proper notice with a quorum and roll call vote by a majority of the town board present and voting provides the authority for the town to designate roads for all-terrain / utility vehicles and to regulate their use.

DRAFT  
DIRECT TO BOARD APPROVAL

4.) Operation of All-Terrain and Utility Vehicles

Pursuant to statute 23.33 (4)(d) 4., Wis. Statutes, except as otherwise provided in statute 23.33 (4) Wisconsin statutes, no person may operate an all-terrain / utility vehicle on a roadway portion of any highway in the town except on roadways that are designated as all-terrain / utility vehicle roads by this ordinance. Operation of all-terrain / utility vehicle on a roadway in the town that is an all-terrain / utility vehicle road is authorized only for the extreme right side of the roadway except that left turns may be made from any part of the roadway that is safe given prevailing conditions.

5.) Designation of All-terrain / Utility Vehicle Roads

All Town roads (not including private roads or County Highways) are designated as all-terrain / utility vehicle roads in the Town.

6.) Conditions applicable to All - Terrain / Utility Vehicle Roads

Pursuant to statute 23.33 (8)(d), Wisconsin statutes, the following restrictions are placed on the use of the town all-terrain / utility vehicle roads designated by this ordinance:

- a.) Operation shall be subject to all provisions of statute 23.33, Wisconsin Statutes, which are, adopted as a part of this ordinance by reference, pursuant to statute 23.33 (11), Wisconsin statutes.
- b.) A copy of this ordinance shall be sent by the town clerk to the Door County Sheriff's Department and The Department of Natural Resources.
- c.)
  - 1. All ATV/ UTV operators shall observe a speed limit of 25 miles per hour or applicable speed limits of the roads set forth in Chapter 64, Wisconsin Administrative Code, whichever is lower.
  - 2. All ATV / UTV operators shall ride single file.
  - 3. All ATV / UTV operators shall slow the vehicle to 10 mph or less when operating within 150 feet of a dwelling.
  - 4. ATV / UTV operators are required to display a lighted headlight (white light) and tail lamp (red light ) on the ATV / UTV.
  - 5. No person under the age of 12 can operate an ATV / UTV under any Circumstances.
  - 6. All ATV / UTV vehicles must remain on the right side of the paved portion of the roadway.

CONTINUED

7.) Enforcement

Any law enforcement officer authorized to enforce the laws of the State of Wisconsin may enforce this ordinance.

8.) Penalties

The penalties under statute 23.33 (13)(a), Wisconsin statutes are adopted by reference.

9) Severability

If any provision of this ordinance or its application to any person or circumstance is held invalid, the validity does not effect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

10) Effective Date

This ordinance is effective on publication or posting, however ATV /UTV vehicles will not be allowed on Town or County roadways until all signage is properly completed.

The Town Clerk shall properly publish this ordinance as required under State Statute 60.80 of the Wisconsin statutes.

Adopted this 27th day of February, 2013

~End of Ordinance~

- G. **Public Safety Concerns:** WIFD and WIPD. Presentation by Fire Chief. Request for support of project, details to be determined at a later date. Motion by Foss, second by Jordan to bring it forward.

Pete Nehlsen, Washington Island Fire Chief and Tyler McGrane, Police Chief, gave a presentation addressing the Fire Department/Police Department Town Property.

Motion by Foss, second by Jordan to establish an Ad Hoc Emergency Services Building Committee comprising of elected officials, community members and emergency service representatives to formulate a final plan for the expansion/construction/improvement of Fire Department/Police Department. Motion carried unanimously.

- H. **Request of financial support, WIFD purchase:** Motion by Sorensen, second by Foss to discuss the Fire Department boat purchase.

Pete Nehlsen stated the department's existing, donated Zodiac boat is inefficient in high winds and water.

The Fire Department had voted at their December meeting to purchase an 18' boat to replace the Zodiac.

The costs were not included on the 2013 budget but the Fire Department is committed to purchasing the boat. The Fire Department is requesting funding from the General Fund. Gunnlaugsson stated the existing Zodiac was also utilized by the Town Crew for beach maintenance.

Sorensen stated the existing Zodiac should be sold and funds put toward the new boat.

Motion by Foss, second Jordan to fund 50% of the new boat purchase in the amount of \$4,250.00, to be recouped by the funds realized from the possible sale of existing Zodiac. Motion carried unanimously.

13. **Public Comments, items not on the agenda:** No public comments stated at this time.

14. **Upcoming meetings:**

A. RTBM, March 19th, 2013 - 7:00 p.m.

15. **Adjournment:** Motion by Sorensen, second by Jordan to adjourn the meeting. Motion carried unanimously at 8:50 p.m.

\_\_\_\_\_  
Valerie Carpenter, Clerk/Treasurer

\_\_\_\_\_  
Joel Gunnlaugsson, Chairman

\_\_\_\_\_  
Excused  
Elizabeth Holmes, Supervisor

\_\_\_\_\_  
Randal Sorensen, Supervisor

\_\_\_\_\_  
Tom Jordan, Supervisor

\_\_\_\_\_  
Kirby Foss, Supervisor